

REQUEST FOR

CONTINUED EXAMINATION (RCE) TRANSMITTAL

Application Number	09/325,536
Filing Date	June 4, 1999
First Named Inventor	Kevin BOYLE, et al.
Group Art Unit	3625
Examiner Name	F. THOMPSON
Attorney Docket No.	47004.000040

MAIL STOP RCE

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114 (Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered.)

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other: _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (including Form PTO-SB/08A and References)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other: **Resubmission of References Previously Submitted**

2. Miscellaneous

a. ☐ Suspension of action on the above-captioned application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required.)

b. ☐ Other: _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Fees are calculated as follows: **AMOUNT** ☒ Large Entity ☐ Small Entity

i. ☒ RCE BASIC FEE \$ **770.00** \$ 770.00 \$ 385.00

ii. ☐ EXTENSION FEES \$ **0.00** One-Month \$ 110.00 \$ 55.00

Two-Month 420.00 210.00

Three-Month 950.00 475.00

Four-Month 1480.00 740.00

Five-Month 2010.00 1005.00

iii. ☒ OTHER (TEN ADDITIONAL DEPENDENT CLAIMS) \$ **180.00** \$ 18.00 \$ 0.00

b. ☒ Check in the amount of **\$770.00** is enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to **Deposit Account No. 50-0206**.

c. ☐ The Commissioner is hereby authorized to charge the fees as indicated above, or credit any overpayments, to **Deposit Account No. 50-0206**.

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name Stephen T. Schreiner

Registration No. 43,097

Signature

Date

May 24, 2004

05/26/2004 DENMANU1 00000063 09325536

01 FC:1801

770.00 OP



INTELLECTUAL PROPERTY DEPARTMENT
HUNTON & WILLIAMS LLP
1900 K STREET, N.W.
WASHINGTON, D.C. 20006-1109

TEL 202 • 955 • 1500
FAX 202 • 778 • 2201

STEPHEN T. SCHREINER
Direct Dial: (202) 955-1575
EMAIL: sschreiner@hunton.com

May 24, 2004

File No: 47004.000040

Application Number : 09/325,536 Confirmation No.: 2934
Applicant : Kevin BOYLE, et al.
Filed : June 4, 1999
Title : CREDIT INSTRUMENT AND SYSTEM WITH AUTOMATED PAYMENT OF CLUB, MERCHANT, AND SERVICE PROVIDER FEES
TC/Art Unit : 3625
Examiner: : F. Thompson

Docket No. 47004.000040
Customer No. 21967

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith is an amendment in the above-identified application. Fees have been calculated as shown below:


CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest Number Previously Paid For	Extra	Rate		Amount
				Large Entity	Small Entity	
Number of Claims in Excess of 20	37	27	10	\$ 18.00	\$ 9.00	\$180.00
Independent Claims in Excess of 3	5	5	0	\$ 86.00	\$ 43.00	\$ 0.00
First Presentation of Multiple Dependent Claims				\$ 290.00	\$ 145.00	\$ 0.00
Extension Fee:	a) One Month			\$ 110.00	\$ 55.00	\$ 0.00
	b) Two Months			\$ 420.00	\$ 210.00	\$ 0.00
	c) Three Months			\$ 950.00	\$ 475.00	\$ 0.00
	d) Four Months			\$1480.00	\$ 740.00	\$ 0.00
	e) Five Months			\$2010.00	\$1005.00	\$ 0.00
Other:	RCE					\$770.00
TOTAL FEE DUE						\$950.00

- ☐ No additional fee is required.
☒ Checks in the amount of **\$180.00** (10 additional dependent claims) and **\$770.00** (RCE) are attached.
☐ Charge \$ _____ to Deposit Account No. 50-0206.
☒ Charge any additional fees or credit any overpayment to Deposit Account No. 50-0206.

Small Entity Status Claim: ☐ is hereby requested. ☐ is of record in this application.

Respectfully submitted,

By:


Stephen T. Schreiner
Registration No.

STS/bvh

47004.000040 WASHINGTON 423681v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/325,536 Confirmation No.: 2934
Applicant : Kevin BOYLE, et al.
Filed : June 4, 1999
Title : CREDIT INSTRUMENT AND SYSTEM WITH AUTOMATED
PAYMENT OF CLUB, MERCHANT, AND SERVICE
PROVIDER FEES
TC/Art Unit : 3625
Examiner: : F. THOMPSON

Docket No. : 47004.000040
Customer No. : 21967

REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

I. Introductory Comments

The Examiner issued a final Office Action on January 21, 2004 ("Final Office Action"). Applicant filed a notice of appeal on March 24, 2004. Applicant hereby withdraws the notice of appeal, and submits this request for continued examination. Applicant has carefully reviewed the Final Office Action, made certain claim amendment, and addressed all of the Examiner's points from the Final Office Action. Applicant submits that the application is in condition for allowance, and respectfully requests same.

Amendment to the claims begins on page 2 of this paper.

Remarks/Argument begin on page 13 of this paper.